

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007

NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

(212) 805-0194

April 8, 2025

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**Re: McKinney v. Combs et al., 24 Civ. 3931 (NRB)**

Dear Counsel:

As the parties are aware, there is a fully briefed motion to dismiss presently before the Court. See ECF No. 32. Moreover, as the parties are aware, the complaint contains a single cause of action, which is rooted in the New York City Victims of Gender-Motivated Violence Protection Act (“VGMVPL”). See ECF No. 1. The thrust of defendants’ motion to dismiss is that the VGMVPL claim is time-barred. See ECF Nos. 26, 33, 38. As the parties likely know, there are at least two pending appeals before the Second Circuit that raise the same statute of limitations issues, see Parker v. Alexander, No. 24 Civ 4813 (LAK), 2025 WL 268436 (S.D.N.Y. Jan. 22, 2025); Doe v. Black, No. 23 Civ. 6418 (JGLC), 2024 WL 4335453 (S.D.N.Y. Sept. 27, 2024). Since the Circuit’s decision on this dispositive issue of law will be binding on the Court, we propose staying the motion pending the Circuit’s resolution of the issue. If either party has any reservations about this proposal, please let us know promptly.

Very truly yours,

A handwritten signature in blue ink, reading "Naomi Reice Buchwald", is written over a horizontal line.

Naomi Reice Buchwald  
United States District Judge